

**REPORT OF THE AUDIT OF THE
CARROLL COUNTY
SHERIFF'S SETTLEMENT - 2003 TAXES**

March 26, 2004



**CRIT LUALLEN
AUDITOR OF PUBLIC ACCOUNTS
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EXECUTIVE SUMMARY
AUDIT EXAMINATION OF THE
CARROLL COUNTY
SHERIFF'S SETTLEMENT - 2003 TAXES

March 26, 2004

The Auditor of Public Accounts has completed the audit of the Sheriff's Settlement - 2003 Taxes for Carroll County Sheriff as of March 26, 2004. We have issued an unqualified opinion on the financial statement taken as a whole. Based upon the audit work performed, the financial statement is presented fairly in all material respects.

Financial Condition:

The Sheriff collected taxes of \$5,351,664 for the districts for 2003 taxes, retaining commissions of \$188,160 to operate the Sheriff's office. The Sheriff distributed taxes of \$5,153,373 to the districts for 2003 Taxes. Refunds of \$17 are due to the Sheriff from the taxing districts.

Report Comment:

- Lacks Adequate Segregation Of Duties

Deposits:

The Sheriff's deposits were insured and collateralized by bank securities or bonds.

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CRIT LUALLEN
AUDITOR OF PUBLIC ACCOUNTS

To the People of Kentucky

Honorable Ernie Fletcher, Governor
Robbie Rudolph, Secretary
Finance and Administration Cabinet
Honorable Harold Tomlinson, Carroll County Judge/Executive
Honorable Charles Maiden, Jr., Carroll County Sheriff
Members of the Carroll County Fiscal Court

Independent Auditor's Report

We have audited the Carroll County Sheriff's Settlement - 2003 Taxes as of March 26, 2004. This tax settlement is the responsibility of the Carroll County Sheriff. Our responsibility is to express an opinion on this financial statement based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America, the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States, and the Audit Guide for Sheriff's Tax Settlements issued by the Auditor of Public Accounts, Commonwealth of Kentucky. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statement is free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in Note 1, the Sheriff's office prepares the financial statement on a prescribed basis of accounting that demonstrates compliance with the modified cash basis, which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America.

In our opinion, the accompanying financial statement referred to above presents fairly, in all material respects, the Carroll County Sheriff's taxes charged, credited, and paid as of March 26, 2004, in conformity with the modified cash basis of accounting.



To the People of Kentucky

Honorable Ernie Fletcher, Governor

Robbie Rudolph, Secretary

Finance and Administration Cabinet

Honorable Harold Tomlinson, Carroll County Judge/Executive

Honorable Charles Maiden, Jr., Carroll County Sheriff

Members of the Carroll County Fiscal Court

In accordance with Government Auditing Standards, we have also issued our report dated July 7, 2004, on our consideration of the Sheriff's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grants. That report is an integral part of an audit performed in accordance with Government Auditing Standards and should be read in conjunction with this report in considering the results of our audit.

Based on the results of our audit, we present the accompanying comment and recommendation, included herein, which discusses the following report comment:

- Lacks Adequate Segregation Of Duties

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Crit Luallen', with a long horizontal flourish extending to the right.

Crit Luallen

Auditor of Public Accounts

Audit fieldwork completed -
July 7, 2004

CARROLL COUNTY
CHARLES MAIDEN, JR., COUNTY SHERIFF
SHERIFF'S SETTLEMENT - 2003 TAXES

March 26, 2004

<u>Charges</u>	<u>County Taxes</u>	<u>Special Taxing Districts</u>	<u>School Taxes</u>	<u>State Taxes</u>
Real Estate	\$ 401,697	\$ 474,799	\$ 1,760,975	\$ 577,069
Tangible Personal Property	160,853	222,017	465,739	719,117
Intangible Personal Property				29,025
Fire Protection	462			
Franchise Corporation	118,434	137,151	410,720	
Limestone, Sand, and Mineral Reserves	1,578	1,323	6,919	2,120
Penalties	2,076	2,477	9,016	2,779
Adjusted to Sheriff's Receipt	(1,704)	(1,429)	(7,479)	(2,290)
Gross Chargeable to Sheriff	<u>\$ 683,396</u>	<u>\$ 836,338</u>	<u>\$ 2,645,890</u>	<u>\$ 1,327,820</u>
<u>Credits</u>				
Exonerations	\$ 1,268	\$ 1,494	\$ 5,422	\$ 1,913
Discounts	9,511	11,772	36,678	23,895
Delinquents:				
Real Estate	<u>6,163</u>	<u>8,383</u>	<u>27,005</u>	<u>8,276</u>
Total Credits	<u>\$ 16,942</u>	<u>\$ 21,649</u>	<u>\$ 69,105</u>	<u>\$ 34,084</u>
Taxes Collected	\$ 666,454	\$ 814,689	\$ 2,576,785	\$ 1,293,736
Less: Commissions *	<u>28,612</u>	<u>26,973</u>	<u>77,304</u>	<u>55,271</u>
Taxes Due	\$ 637,842	\$ 787,716	\$ 2,499,481	\$ 1,238,465
Taxes Paid	636,046	785,798	2,494,082	1,237,447
Refunds (Current and Prior Year)	<u>1,797</u>	<u>1,934</u>	<u>5,399</u>	<u>1,018</u>
Refunds Due Sheriff as of		**		
Completion of Fieldwork	<u>\$ (1)</u>	<u>\$ (16)</u>	<u>\$ 0</u>	<u>\$ 0</u>

* and ** See Page 4

The accompanying notes are an integral part of the financial statement.

CARROLL COUNTY
CHARLES MAIDEN, JR., COUNTY SHERIFF
SHERIFF'S SETTLEMENT - 2003 TAXES
March 26, 2004
(Continued)

* Commissions:

10% on	\$	10,000
4.25% on	\$	2,529,447
3% on	\$	2,576,785
1% on	\$	235,432

** Special Taxing Districts:

Ghent Fire District	\$	(16)
Refund Due Sheriff	\$	(16)

CARROLL COUNTY
NOTES TO FINANCIAL STATEMENT

March 26, 2004

Note 1. Summary of Significant Accounting Policies

A. Fund Accounting

The Sheriff's office tax collection duties are limited to acting as an agent for assessed property owners and taxing districts. A fund is used to account for the collection and distribution of taxes. A fund is a separate accounting entity with a self-balancing set of accounts. Fund accounting is designed to demonstrate legal compliance and to aid financial management by segregating transactions related to certain government functions or activities.

B. Basis of Accounting

The financial statement has been prepared on a modified cash basis of accounting. Basis of accounting refers to when charges, credits, and taxes paid are reported in the settlement statement. It relates to the timing of measurements regardless of the measurement focus.

Charges are sources of revenue which are recognized in the tax period in which they become available and measurable. Credits are reductions of revenue which are recognized when there is proper authorization. Taxes paid are uses of revenue which are recognized when distributions are made to the taxing districts and others.

C. Cash and Investments

At the direction of the fiscal court, KRS 66.480 authorizes the Sheriff's office to invest in the following, including but not limited to, obligations of the United States and of its agencies and instrumentalities, obligations and contracts for future delivery or purchase of obligations backed by the full faith and credit of the United States, obligations of any corporation of the United States government, bonds or certificates of indebtedness of this state, and certificates of deposit issued by or other interest-bearing accounts of any bank or savings and loan institution which are insured by the Federal Deposit Insurance Corporation (FDIC) or which are collateralized, to the extent uninsured, by any obligation permitted by KRS 41.240(4).

Note 2. Deposits

The Sheriff maintained deposits of public funds with depository institutions insured by the Federal Deposit Insurance Corporation (FDIC). According to KRS 66.480(1)(d) and KRS 41.240(4), the depository institution should pledge or provide sufficient collateral which, together with FDIC insurance, equals or exceeds the amount of public funds on deposit at all times. In order to be valid against the FDIC in the event of failure or insolvency of the depository institution, this pledge or provision of collateral should be evidenced by an agreement between the Sheriff and the depository institution, signed by both parties, that is (a) in writing, (b) approved by the board of directors of the depository institution or its loan committee, which approval must be reflected in the minutes of the board or committee, and (c) an official record of the depository institution. These requirements were met, and as of March 26, 2004, the Sheriff's deposits were fully insured or collateralized at a 100% level with collateral of either pledged securities held by the Sheriff's agent in the Sheriff's name, or provided surety bond which named the Sheriff as beneficiary/obligee on the bond.

CARROLL COUNTY
NOTES TO FINANCIAL STATEMENT
March 26, 2004
(Continued)

Note 3. Tax Collection Period

Property Taxes

The real and personal property tax assessments were levied as of January 1, 2003. Property taxes were billed to finance governmental services for the year ended June 30, 2004. Liens are effective when the tax bills become delinquent. The collection period for these assessments was September 26, 2003 through March 26, 2004.

Note 4. Interest Income

The Carroll County Sheriff earned \$2,973 as interest income on 2003 taxes. The Sheriff distributed the appropriate amount to the school district as required by statute.

Note 5. Sheriff's 10% Add-On Fee

The Carroll County Sheriff collected \$12,071 of 10% add-on fees allowed by KRS 134.430(3). This amount will be used to operate the Sheriff's office.

Note 6. Advertising Costs And Fees

The Carroll County Sheriff collected \$244 of advertising fees allowed by KRS 424.330(1) and KRS 134.440(2). The Sheriff distributed the advertising costs to the county as required by statute, and the advertising fees will be used to operate the Sheriff's office.

COMMENT AND RECOMMENDATION

CARROLL COUNTY
CHARLES MAIDEN, JR., COUNTY SHERIFF
COMMENT AND RECOMMENDATION

As of March 26, 2004

INTERNAL CONTROL - REPORTABLE CONDITIONS:

Lacks Adequate Segregation Of Duties

During our review of the internal control, we found that the office has a lack of segregation of duties. Due to the entity's diversity of official operations, small size and budget restrictions, the official has limited options for establishing an adequate segregation of duties. However, the lack of segregation of duties is hereby noted as a reportable condition pursuant to professional auditing standards. We believe this reportable condition as described above is a material weakness. We recommend that the following compensating controls be implemented to offset this internal control weakness:

- The Sheriff Should Periodically Agree Daily Tax Collections Totals To Receipts Ledger And Deposit Slip.
- The Sheriff Should Periodically Compare The Bank Reconciliation To The Balance In The Checkbook.
- The Sheriff Should Agree Monthly Tax Reports To Receipts Ledger And Disbursements Ledger.

These reviews should be indicated with the Sheriff's initials.

Sheriff's Response:

No Response.

PRIOR YEAR:

Lacks Adequate Segregation Of Duties

This has not been corrected and is repeated.

STATE LAWS AND REGULATIONS:

The Sheriff Should Require Depository Institutions To Pledge Or Provide Sufficient Collateral To Protect Deposits

This has been corrected.

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REPORT ON COMPLIANCE
AND ON INTERNAL CONTROL OVER FINANCIAL
REPORTING BASED ON AN AUDIT OF THE FINANCIAL STATEMENT
PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS



CRIT LUALLEN
AUDITOR OF PUBLIC ACCOUNTS

The Honorable Harold Tomlinson, Carroll County Judge/Executive
Honorable Charles Maiden, Jr., Carroll County Sheriff
Members of the Carroll County Fiscal Court

Report On Compliance And On Internal Control
Over Financial Reporting Based On An Audit Of The Financial
Statement Performed In Accordance With Government Auditing Standards

We have audited the Carroll County Sheriff's Settlement - 2003 Taxes as of March 26, 2004, and have issued our report thereon dated July 7, 2004. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in Government Auditing Standards issued by the Comptroller General of the United States.

Compliance

As part of obtaining reasonable assurance about whether the Carroll County Sheriff's Settlement - 2003 Taxes as of March 26, 2004 is free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance that are required to be reported under Government Auditing Standards.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the Carroll County Sheriff's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statement and not to provide assurance on the internal control over financial reporting. However, we noted a certain matter involving the internal control over financial reporting and its operation that we consider to be a reportable condition. Reportable conditions involve matters coming to our attention relating to significant deficiencies in the design or operation of the internal control over financial reporting that, in our judgment, could adversely affect the entity's ability to record, process, summarize, and report financial data consistent with the assertions of management in the financial statement. A reportable condition is described in the accompanying comment and recommendation.

- Lacks Adequate Segregation Of Duties



Report On Compliance And On Internal Control
Over Financial Reporting Based On An Audit Of The Financial
Statement Performed In Accordance With Government Auditing Standards
(Continued)

Internal Control Over Financial Reporting (Continued)

A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statement being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control that might be reportable conditions and, accordingly, would not necessarily disclose all reportable conditions that are also considered to be material weaknesses. However, we believe the reportable condition described above is a material weakness.

This report is intended solely for the information and use of management and is not intended to be and should not be used by anyone other than the specified parties.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Crit Luallen", with a stylized, cursive script.

Crit Luallen
Auditor of Public Accounts

Audit fieldwork completed -
July 7, 2004

